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Attorneys for Plaintiff

*Granted admission *pro hac vice*

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**CENTER FOR BIOLOGICAL
DIVERSITY;**

Plaintiff,

v.

U.S. FISH AND WILDLIFE SERVICE;
DAN ASHE, Director, U.S. Fish and Wildlife
Service; **ENVIRONMENTAL**
PROTECTION AGENCY; and **LISA**
JACKSON, Administrator, U.S. EPA;

Defendants.

CROP LIFE AMERICA;

Defendant-Intervenor.

Case No. CV-11-5108-JSW

**STIPULATED BRIEFING SCHEDULE
AND [~~PROPOSED~~] ORDER**

The Honorable Jeffrey S. White

As indicated in the Status Report filed on April 1, 2013, Plaintiff and Federal Defendants have finalized a settlement agreement, and the parties (including Intervenor-Defendant) have negotiated a proposed briefing schedule on a motion to enter the settlement as an order of the Court. *See* Docket No. 52. Accordingly, the parties propose the following and respectfully request that the Court issue an order embodying this schedule:

- Joint Motion to Enter Settlement due by April 30, 2013. Plaintiff and Federal Defendants will each file a supporting memorandum with a limit of 10 pages.
- Defendant-Intervenor's Opposition due by May 17, 2013 with a limit of 25 pages. If Defendant-Intervenor chooses to file a Motion to Dismiss, it will also be filed by May 17, 2013 and the Memorandum in Support of the Motion to Dismiss would be consolidated with their Opposition to the Joint Motion with a total page limit of 25 pages.
- Reply in Support of the Joint Motion due by June 7, 2013. Plaintiff and Federal Defendants will each file a memorandum with a limit of 25 pages. If Defendant-Intervenor files a Motion to Dismiss, Plaintiff and Federal Defendants will instead each file a combined Reply in Support of the Joint Motion and Opposition to Motion to Dismiss, which would also be due by June 7, 2013 with a total page limit of 25 pages.
- If applicable, Defendant-Intervenor's Reply in Support of Motion to Dismiss due by June 14, 2013 with a total page limit of 15 pages.

The specific filing deadlines set forth above shall apply regardless of whether the preceding filing is made on or before of the pertinent deadline. The parties shall seek to have the Joint Motion and any Motion filed by Defendant-Intervenor heard on June 21, 2013 or such later date as is consistent with the Court's calendar.

Respectfully submitted this 5th day of April, 2013,

/s Collette L. Adkins Giese

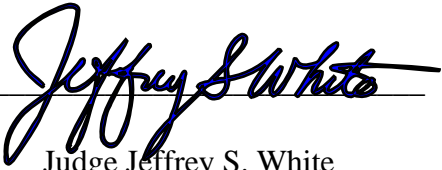
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11 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

12 Dated: April 8, 2013

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Judge Jeffrey S. White